

April 27, 1979

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trains and then not to have substantial contributions from the railroad for that same purpose and while I have considerable reservations perhaps, on what is being proposed, I am certainly willing to support the amendment in order to broaden the scope of the availability and the source of funds for the construction of appropriate crossings over the railroad tracks for motor vehicles and for the obvious and necessary reasons. So at this point with some reservation I would still urge the body to support the amendment.

SENATOR CLARK PRESIDING

SENATOR CLARK: Senator Duis.

SENATOR DUIS: Mr. President, Senator DeCamp, I would hope that in your remarks when you mentioned the passing of 103 that you would refer to those who voted for the bill. There were a number of us who did not vote for 103 and had it foreseeing that something very difficult might come up so I would like to correct that statement if I might, that some of us did not vote for 103. Thank you.

SENATOR CLARK: Senator Keyes.

SENATOR KEYES: ...very short and if Senator DeCamp is here I would ask him a question but I don't see him but the ton mile tax, and that is exactly what this is going to be, the ton mile tax has to come about some time in the history of Nebraska. The only reason that we have the exclusion of a tax on products passing through the State of Nebraska is back when our thirteen colonies started out, why they started out taxing everything that went through and so the federal government decided that you cannot tax products enroute through your state. Now Iowa found out that they could do it on certain things last year and they are doing it so Nebraska may just as well make up its mind that we are going to have a ton mile tax on the railroads. The railroads by certain laws are exempt from paying a sales tax on any purchases they make in Nebraska, any investments or anything else and if you are going to have these bridges built, these overpasses, I would suggest that they be built by the railroad because they won't have to pay a sales tax on anything that they purchase which will save us a little bit of money. LE 103 and 105, and I am not going to talk about them very much, but they were worked out in my office last year by Bullington, Stuart, the man who works for me. He worked a good sixty days on them. I went over them every week with him